



Atty. Dkt. No. 041129-0110

RCE A  
2881 C.C.  
EFW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: John Patrick FITZGERALD et al  
Title: PSEUDO-RANDOM BINARY SEQUENCE GATE-SWITCHING FOR SPECTROMETERS  
Appl. No.: 10/553,417  
Filing Date: 04/28/2004  
Examiner: Phillip A. JOHNSTON  
Art Unit: 2881  
Confirmation Number: 1526

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. § 1.114: (check items that apply)

a. Previously submitted:

☒ Please enter and consider the amendment and/or reply previously filed on  
September 3, 2008.

12/03/2008 AWONDAF1 00000139 10553417

01 FC:1801  
02 FC:1251

810.00 OP  
130.00 OP

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$810.00	= \$810.00
Total Claims:	3	-	20 = 0	x \$52.00	= \$0.00
Independents	2	-	3 = 0	x \$220.00	= \$0.00
CLAIMS FEE TOTAL:					= \$810.00

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ X ] Extension for response filed within the first month:	\$130.00	1	\$130.00
EXTENSION FEE SUBTOTAL:			\$130.00
EXTENSION FEE TOTAL			\$130.00
CLAIMS AND EXTENSION FEE TOTAL:			\$940.00
TOTAL FEE:			\$940.00

A credit card payment form in the amount of \$940.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date December 2, 2008

By 

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 295-4758  
Facsimile: (202) 672-5399

Shaun R. Snader  
Attorney for Applicant  
Registration No. 59,987